

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
BEAUFORT DIVISION

Tony A. Pitts, # 280579,)	C.A. No. 9:10-3206-TLW-BM
)	
Petitioner,)	
)	
-versus-)	ORDER
)	
State of South Carolina,)	
)	
Respondent.)	
)	

This matter is now before the undersigned for review of the Report and Recommendation (“the Report”) filed by United States Magistrate Judge Bristow Marchant, to whom this case had previously been assigned pursuant to 28 U.S.C. § 636(b) and Local Rule 73.02(B)(2) (D.S.C.). In his Report, Magistrate Judge Marchant recommends that the “Petition for Writ of Error Coram Nobis” be dismissed without prejudice and without requiring the respondent to file an answer or return. No objections to the Report have been filed.

This Court is charged with conducting a de novo review of any portion of the Magistrate Judge’s Report to which a specific objection is registered, and may accept, reject, or modify, in whole or in part, the recommendations contained in that report. 28 U.S.C. § 636. No objections have been filed to the Report. In the absence of objections to the Report and Recommendation of the Magistrate Judge, this Court is not required to give any explanation for adopting the recommendation. See Camby v. Davis, 718 F.2d 198, 199 (4th Cir. 1983).

A review of the record indicates that the Report accurately summarizes this case and the applicable law. For the reasons articulated by the Magistrate Judge, it is hereby **ORDERED** that

the Magistrate Judge's Report is **ACCEPTED** (Doc. # 11), and the "Petition for Writ of Error Coram Nobis" is **DISMISSED** without prejudice and without requiring the respondent to file an answer or return.

IT IS SO ORDERED.

s/ Terry L. Wooten

**TERRY L. WOOTEN
UNITED STATES DISTRICT JUDGE**

May 13, 2011
Florence, South Carolina